

IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION

UNITED STATES OF AMERICA, )  
                                )  
Plaintiff,                 )  
                                )      Criminal Action No.  
v.                            )      14-00284-01-CR-W-DW  
                                )  
CURTIS J. HUDSON,         )  
                                )  
Defendant.                 )

**MEMORANDUM OF MATTERS DISCUSSED AND  
ACTION TAKEN AT PRETRIAL CONFERENCE**

Pursuant to the order of the Court en banc of the United States District Court for the Western District of Missouri, a pretrial conference was held in the above-entitled cause before me on April 22, 2015. Defendant Curtis Hudson appeared in person and with retained counsel Willis Toney. The United States of America appeared by Assistant United States Attorney Joseph Marquez.

***I. BACKGROUND***

On October 7, 2014, an indictment was returned charging defendant with one count of possessing a firearm with an obliterated serial number after having been convicted of a felony, in violation of 18 U.S.C. §§ 922(g)(1) and 924(a)(2), and one count of possessing a firearm after having been convicted of a felony, in violation of 18 U.S.C. §§ 922(g)(1) and 924(a)(2).

The following matters were discussed and action taken during the pretrial conference:

***II. TRIAL COUNSEL***

Mr. Marquez announced that he will be the trial counsel for the government. The case agent to be seated at counsel table is Detective John Mattivi, Kansas City, Missouri, Police Department.

Mr. Toney announced that he will be the trial counsel for defendant Curtis Hudson.

***III. OUTSTANDING MOTIONS***

There are no pending motions in this case.

***IV. TRIAL WITNESSES***

Mr. Marquez announced that the government intends to call 6 witnesses without stipulations or 5 witnesses with stipulations during the trial.

Mr. Toney announced that defendant Curtis Hudson intends to call no witnesses during the trial. The defendant may testify.

***V. TRIAL EXHIBITS***

Mr. Marquez announced that the government will offer approximately 15 exhibits in evidence during the trial.

Mr. Toney announced that defendant Curtis Hudson will offer no exhibits in evidence during the trial.

***VI. DEFENSES***

Mr. Toney announced that defendant Curtis Hudson will rely on the defense of general denial.

***VII. POSSIBLE DISPOSITION***

Mr. Toney stated this case is probably not for trial.

***VIII. STIPULATIONS***

Stipulations are likely as to interstate nexus of firearm.

***IX. TRIAL TIME***

Counsel were in agreement that this case will take 2 days to try.

***X. EXHIBIT LIST, VOIR DIRE AND INSTRUCTIONS***

The U. S. Magistrate Judge ordered:

That, in addition to the requirements of the Stipulations and Orders filed April 14, 2015, counsel for each party file and serve a list of exhibits he intends to offer in evidence at the trial of this case on the form entitled Exhibit Index and have all

available exhibits premarked using the stickers provided by the Clerk of Court by April 22, 2015;

That counsel for each party file and serve requested jury voir dire examination questions by or before noon, Wednesday, April 29, 2015;

That counsel for each party file and serve, in accordance with the requirements of Local Rule 51.1, requested jury instructions<sup>1</sup> by or before noon, Wednesday, April 29, 2015. Counsel are requested to provide proposed jury instructions in both hard copy form, as required by Local Rule 51.1, and by e-mail to the trial judge's courtroom deputy.

**XI. *UNUSUAL QUESTIONS OF LAW***

No motions in limine are anticipated. There are no unusual questions of law.

**XII. *TRIAL SETTING***

All counsel and the defendant were informed that this case will be listed for trial on the joint criminal jury trial docket which commences on May 4, 2015.

/s/ Robert E. Larsen  
ROBERT E. LARSEN  
United States Magistrate Judge

Kansas City, Missouri  
April 22, 2015

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<sup>1</sup>Counsel in all cases assigned to be tried before Judge Fernando Gaitan, Jr., as reflected in the forthcoming trial letter, shall meet and prepare a packet of agreed proposed jury instructions to be submitted to Judge Gaitan and e-mailed to marylynn\_shawver@mow.uscourts.gov and rhonda\_enss@mow.uscourts.gov by Friday, May 1, 2015. To the extent there are disagreements to certain instructions, each attorney shall tab and submit his or her preference on those instructions. The instructions shall be listed in the order they are to be given.